

Kennecott Eagle Minerals
504 Spruce Street
Ishpeming, MI 49849
T 906-486-1257
F 906-486-1053

September 15, 2001

CONSENT FOR ACCESS TO PROPERTY

Name: Kennecott Eagle Minerals Company

Address of Property: See Attached Parcel Legal Description(s)

I consent to officers, employees, contractors, and authorized representatives of the United States Environmental Protection Agency ("U.S. EPA") entering and having continued access to the property, at the address identified above. As a precondition to such access, U.S. EPA agrees that its representatives will:

- A. Provide reasonable advance notice of its arrival on the property.
- B. Agree to split any environmental samples taken on or near the property during the site visit with Kennecott Eagle Minerals Company.
- C. Undergo surface hazard training upon arrival on the property in accordance with 30 C.F.R. 48.
- D. Comply with all other safety requirements necessary to meet federal Mine Safety and Health Act and Kennecott safety policies.

The access provided will be for the following purposes:

- 1) Inspecting the property, including land, buildings, facilities, containers, waters, pits, equipment and fixtures, and conducting interviews to assess the property, its historical and current operations and any contamination.
- 2) Taking land measurements, measuring water elevations and taking photographs and video tapes.
- 3) Collecting and taking samples, including samples of soil, sediments, surface water, ground water, wastes, hazardous substances, pollutants and contaminants, wells, and containers on the Property; installing, maintaining, and removing monitoring wells.
- 4) Subject to the federal Mine Safety and Health Act and Kennecott's safety requirements, using equipment on the property, including, but not limited to, hand augers, scoops, bailers, cars, drill rigs, GPS, data loggers, cameras, and other equipment and methods to conduct the activities covered by this consent form, including leaving equipment on the property during the period of the investigation.

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- 5) Performing other actions to investigate releases of hazardous substances, pollutants, or contaminants on the property that U.S. EPA may determine to be necessary; and
- 6) Taking any response action to address releases of hazardous substance, pollutant, or contaminants at the property which U.S. EPA determines may pose an imminent and substantial endangerment to the public health or the environment.

I realize that these actions taken by U.S. EPA are undertaken pursuant to its response and enforcement responsibilities under the Comprehensive Environmental Response, Compensation and Liability Act of 1980, as amended, 42 U.S.C. 9601-9601-9675 (1997).



Kristen Mariuzza
Environmental and Permitting Manager
Kennecott Eagle Minerals Company

EXHIBIT A

Those certain pieces or parcels of land situate and being in the Township of Humboldt, County of Marquette, and State of Michigan, more particularly described as follows:

Parcel 1

A parcel of land located in Section Eleven (11) and the Southwest Quarter of the Southeast Quarter (SW ¼ of SE ¼), and the Southeast Quarter of the Southwest Quarter (SE ¼ of SW ¼) of Section Two (2), all of Township 47 North, Range 29 West, in Humboldt Township Marquette County, Michigan, which is North of a line which runs from the West ¼ corner of Section 11 to the center of Section 11. The entire parcel is described as follows:

Beginning at the West quarter (1/4) corner of said Section Eleven; thence North 0°5'13" East (along the West section line) 1317.71 feet to a 1/16 corner; thence North 36°54'02" East 1654.56 feet, (to the section line between said Section Two and Eleven); thence North 89°41'13" East 320.00 feet, to a 1/16 corner; thence North 0°35'15" West 230.00 feet, (along 1/16 line); thence North 55°01'35" East 334.35 feet; thence North 79°47'54" East 1047.15 feet; thence due East 750.00 feet; thence due South 899.93 feet; thence due West 740.54 feet; thence S 34°28'27" W 1886.91 feet; thence due South 220.00 feet; thence South 44°35'07" East 1172.41 feet; thence South 78°00'37" East 495.81 feet; thence South 49°23'09" West 249.39 feet; thence South 11°58'32" West 283.08 feet; thence North 78°01'27" West 169.01 feet; thence South 11°58'32" West 15.00 feet; thence North 78°01'27" West 81.52 feet; thence North 11°58'32" East 15.00 feet; thence North 78°01'27" West 1012.31 feet; thence North 53°58'56" West 747.64 feet; thence North 42°25'15" West 139.23 feet, to the East-West quarter (1/4) line; thence South 89°52'58" West 685.07 feet, to the Point of Beginning. Only that part of parcel which is North of the line mentioned above is being conveyed, in accordance with the sketch attached hereto and marked Exhibit A Map, Parcel 1.

AND

Parcel 2

A parcel of land located in the South One-half of the Southeast Quarter (S ½ of SE ¼) and the Southeast Quarter of the Southwest Quarter (SE ¼ of SW ¼) of Section 2, Township 47 North, Range 29 West, in Humboldt Township, Marquette County, Michigan, more particularly described as follows:

All that part of the Southeast Quarter of the Southeast Quarter lying North of the South right-of-way of U.S. 41 as presently constructed; the Southwest Quarter of the Southeast Quarter, excepting the South six-hundred (600.00) feet; all that part of the Southeast Quarter of the Southwest Quarter lying North of the following described line: Commencing at the South ¼ corner of said Section Two; thence N 0°51'09" W 600.00 feet (along the N-S ¼ line) to the Point of Beginning; thence S 79°47'54" W 1047.15 feet; thence S 55°01'35" W 334.35 feet (to the West line of said SE-SW, and N 0°35'15" W 230.00 feet from the SW corner of same).

EXHIBIT A

Property

Parcel I

Part of Section 11, Town 47 North, Range 29 West, described as follows: Part of the South 1/2 of Section 11 beginning 685.07 feet East of the West 1/4 corner; thence South 42 degrees East 139.23 feet; thence South 53 degrees East 747.64 feet; thence South 78 degrees 1 minute 3 seconds East 1012.31 feet; thence South 11 degrees West 15 feet; thence South 78 degrees East 81.52 feet; thence North 11 degrees East 15 feet; thence South 78 degrees East 169.01 feet; thence North 11 degrees East 283.08 feet; thence North 49 degrees East 249.39 feet; thence North 78 degrees West 495.31 feet; thence North 44 degrees West to North line of the Southwest 1/4; thence West along the North line to the point of beginning.

Parcel II

Part of Section 11, Town 47 North, Range 29 West, 4.44 acres more or less, described as follows: Part of the North 1/2 of the South 1/2 beginning at the South 1/4 corner of Section 11; thence East 364.85 feet; thence North 1528.65 feet to the point of beginning; thence North 77 degrees 31 minutes West 1037.84 feet; thence North 11 degrees 53 minutes East 181.04 feet; thence South 78 degrees 06 minutes East 1037.77 feet; thence South 11 degrees 53 minutes West 191.61 feet to the point of beginning.

The property address and tax parcel number listed below are provided solely for informational purposes, without warranty as to accuracy or completeness. If the information listed below is inconsistent in any way with the legal description listed above, the legal description listed above shall control.

Property Address: Humboldt Township, Michigan

Tax Parcel No.: 52-06-211-001-20 and 52-06-211-003-10